



DOUGLAS A. DUCEY
GOVERNOR

STATE OF ARIZONA
OFFICE OF THE GOVERNOR

EXECUTIVE OFFICE

March 23, 2018

The Honorable Michele Reagan
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

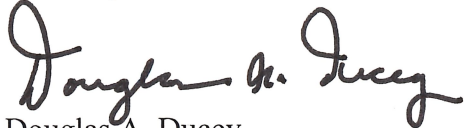
Dear Secretary Reagan:

I am transmitting to you the following bills from the Fifty-third Legislature, 2nd Regular Session, which I signed on March 23, 2018:

SB 1022 DHS; homemade food products (Farnsworth, D.)
SB 1045 home inspectors (Kavanagh)
SB 1052 county flood control districts; easements (Griffin)
SB 1063 produce safety rule; state administration (Griffin)
SB 1077 fund solicitations; charities; unlawful acts (Barto)
SB 1097 unclaimed property; notice; publication; claims (Petersen)
SB 1142 private land acquisition; committee; continuation (Griffin)
SB 1144 conservation easements; notice; valuation (Griffin)
SB 1182 conservation districts; additional directors (Griffin)
SB 1198 blind persons' rights; adoption; custody (Barto)
SB 1246 behavioral health board (Barto)
SB 1249 campaign finance violations; appeals (Burgess)
SB 1255 teachers; alternative performance evaluations (Allen, S.)
SB 1256 school bus definition; vans (Allen, S.)
SB 1412 unclaimed property; electric cooperatives; credits (Griffin)
HB 2005 public service corporations; penalties (Leach)
HB 2007 evasion; crime; personal disguises (Lawrence)
HB 2017 state land department; continuation (Mitchell)
HB 2045 acupuncture board; continuation (Carter)
HB 2124 life and disability insurance; insolvencies (Livingston)
HB 2151 joint powers; fire protection services (John)
HB 2167 Arizona commerce authority; continuation; requirements (Weninger)

HB 2180 fire district budget hearings (Coleman)
HB 2185 school districts; tax levy; calculation (Norgaard)
HB 2189 prisoners; dedicated discharge account; use (Boyer)
HB 2215 veterinary medical examining board; continuation (Barton)
HB 2256 podiatrists; examination; repeal (Carter)
HB 2331 state lottery; multijurisdictional games (Weninger)
HB 2385 property tax appeals; court findings (Clodfelter)

Sincerely,

A handwritten signature in black ink, reading "Douglas A. Ducey". The signature is fluid and cursive, with the first name "Douglas" being the most prominent.

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

Senate Engrossed

FILED

MICHELE REAGAN

SECRETARY OF STATE

State of Arizona
Senate
Fifty-third Legislature
Second Regular Session
2018

CHAPTER 50

SENATE BILL 1097

AN ACT

AMENDING SECTIONS 44-309 AND 44-317, ARIZONA REVISED STATUTES; RELATING TO
UNCLAIMED PROPERTY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 44-309, Arizona Revised Statutes, is amended to
3 read:

4 44-309. Notice and publication of abandoned property

5 A. The department shall publish a notice at least semiannually with
6 a toll free telephone number and directing the public to the department's
7 ~~web site~~ WEBSITE regarding abandoned property that has been paid or
8 delivered to the department. The department shall cause the notice to be
9 published in a newspaper of general circulation in each county. The
10 department shall ~~ensure that the notice is in a form~~ ALSO CAUSE THE NOTICE
11 TO EITHER BE PUBLISHED ON SOCIAL MEDIA OR BROADCAST ON RADIO OR PUBLISHED
12 OR BROADCAST BY ANY OTHER MEANS that in the judgment of the department is
13 likely to attract the attention of the apparent owner of the unclaimed
14 property. The department's ~~web site~~ WEBSITE shall contain all of the
15 following information not later than November 30 of the year after the
16 year in which abandoned property has been paid or delivered to the
17 department:

18 1. The name of each person that appears to be the owner of the
19 property as stated in the report filed by the holder.

20 2. The last known address or location of each person that appears
21 to be the owner of the property, if an address or location is stated in
22 the report filed by the holder.

23 3. A statement that explains that the property of the owner is
24 presumed abandoned and is in the protective custody of the department.

25 4. A statement that on request to the department information about
26 the property and its return to the owner is available to a person who has
27 a legal or beneficial interest in the property.

28 B. The department's ~~web site~~ WEBSITE is not required to contain the
29 name, address or location of an owner of property that has a total value
30 of less than fifty dollars or information concerning a traveler's check,
31 money order or similar instrument.

32 C. THE DEPARTMENT SHALL PUBLISH ANNUALLY THE ESTIMATED TOTAL DOLLAR
33 AMOUNT OF UNCLAIMED PROPERTY ON THE HOME PAGE OF THE DEPARTMENT'S
34 UNCLAIMED PROPERTY WEBSITE.

35 Sec. 2. Section 44-317, Arizona Revised Statutes, is amended to
36 read:

37 44-317. Filing claim with department

38 A. Any person, excluding another state, who claims property that
39 was paid or delivered to the department may file a claim on a form
40 prescribed by the department and verified by the claimant.

41 B. Within ninety days after a claim is filed the department shall
42 allow or deny the claim and shall give written notice of the decision to
43 the claimant. If the claim is denied the department shall inform the
44 claimant of the reasons for the denial and shall specify what additional
45 evidence is required before the claim will be allowed. The claimant may

1 then file a new claim with the department or may maintain an action
2 pursuant to section 44-318.

3 C. Within thirty days after a claim is allowed the department shall
4 deliver the property or pay the net proceeds of a sale of the property to
5 the claimant, including any dividend, interest or other increment to which
6 the claimant is entitled pursuant to sections 44-311 and 44-312.

7 D. A holder who pays the owner for property that has been delivered
8 to the department and that if claimed from the department by the owner
9 would be subject to an increment pursuant to sections 44-311 and 44-312
10 shall recover from the department the amount of the increment.

11 E. NOTWITHSTANDING ANY OTHER MAXIMUM TIME PERIOD THAT IS SPECIFIED
12 IN A STATUTE, CONTRACT OR COURT ORDER TO COMMENCE OR ENFORCE AN ACTION TO
13 OBTAIN PAYMENT OF A CLAIM FOR MONIES OR RECOVERY OF PROPERTY, A PERSON MAY
14 FILE A CLAIM UNDER SUBSECTION A OF THIS SECTION WITHIN THIRTY-FIVE YEARS
15 AFTER THE FINAL DAY OF THE FISCAL YEAR IN WHICH THE DEPARTMENT RECEIVES
16 THE UNCLAIMED PROPERTY.

17 Sec. 3. Retroactivity

18 This act applies retroactively to from and after December 31, 2017.

APPROVED BY THE GOVERNOR MARCH 23, 2018

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 23, 2018

Passed the House March 19, 2018,

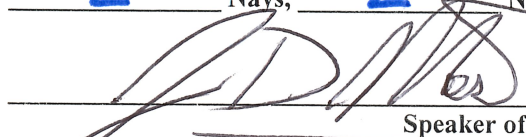
Passed the Senate February 21, 2018,

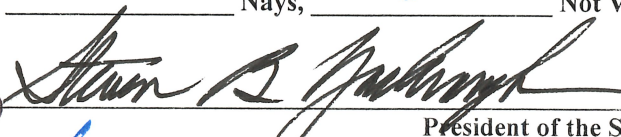
by the following vote: 56 Ayes,

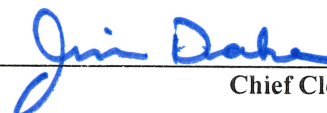
by the following vote: 30 Ayes,

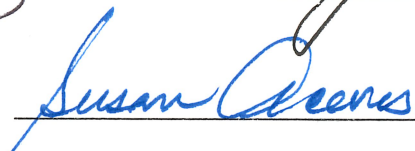
2 Nays, 2 Not Voting

0 Nays, 0 Not Voting


Speaker of the House


President of the Senate


Chief Clerk of the House


Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

20th day of March, 2018

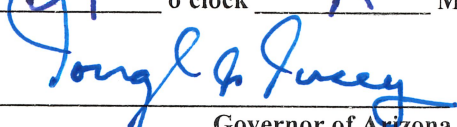
at 1:57 o'clock P. M.


Secretary to the Governor

Approved this 23rd day of

March, 2018,

at 11:51 o'clock A M.



Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 23 day of March, 2018,

at 4:43 o'clock P. M.


Secretary of State

S.B. 1097